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Attorney's Docket No.: 09010-029005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jay M. Short et al. Art Unit : 1652
Serial No. : 09/580,515 Examiner : Delia M. Ramirez
Filed : May 25, 2000
Title : RECOMBINANT BACTERIAL PHYTASES AND USES THEREOF

Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97 and §1.98

Sir:

Enclosed for filing in the above-referenced patent application is a Form PTO-1449, being submitted after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. A check for \$180, in payment of the late submission fee of §1.17(p) is enclosed. Please apply any other necessary charges, and apply all credits, to Deposit Account No. 06-1050. The following documents related to this supplemental information disclosure statement are enclosed herewith:

- copy of Form PTO-1449
- copy of cited reference

Applicants respectfully request consideration of the remarks and references set forth herein.

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202.

Date of Deposit 9/20/2002

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REMARKS

The reference cited on attached form PTO-1449 is being called to the attention of the Examiner. A copy of the reference is enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the reference be made of record therein and appear among the "references cited" on any patent to issue therefrom.

This submission is a supplemental Information Disclosure Statement (IDS). The initial IDS and PTO FORM 1449 was submitted December 27, 2000. A Supplemental Information Disclosure Statement (IDS) was filed August 9, 2002.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858 678 5070.

Respectfully submitted,

Date: Sept 20 2002

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